



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

| APPLICATION NO.  | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|--|-------------|----------------------|---------------------|------------------|
| 10/722,019   | 11/24/2003  | Jeffrey C. Felt      | 32355.12.1.3.2      | 6543             |
| 22859  | 7590        | 03/20/2006           | EXAMINER            |                  |
| INTELLECTUAL PROPERTY GROUP<br>FREDRIKSON & BYRON, P.A.<br>200 SOUTH SIXTH STREET<br>SUITE 4000<br>MINNEAPOLIS, MN 55402 |             |                      | PHILOGENE, PEDRO    |                  |
|  |             | ART UNIT             | PAPER NUMBER        |                  |
|  |             | 3733                 |                     |                  |
| DATE MAILED: 03/20/2006  |             |                      |                     |                  |

Please find below and/or attached an Office communication concerning this application or proceeding.

|   |                  |                       |  |
|---|------------------|-----------------------|--|
| <b>Notice of Non-Compliant<br/>Amendment (37 CFR 1.121)</b>   | Application No.  | Applicant(s)          |  |
|   | 10/722,019       | Jeffrey C. Felt       |  |
|   | Examiner         | Art Unit              |  |
|   | Philogene, Pedro | 3733                  |  |
| <i>-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --</i>  |                  |                       |  |
| The amendment document filed on <u>03/09/06</u> considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121 or 1.4. In order for the amendment document to be compliant, correction of the following item(s) is required.   |                  |                       |  |
| <b>THE FOLLOWING MARKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:</b>   |                  |                       |  |
| 1. Amendments to the specification:   |                  |                       |  |
| <input type="checkbox"/> A. Amended paragraph(s) do not include markings.<br><input type="checkbox"/> B. New paragraph(s) should not be underlined.<br><input type="checkbox"/> C. Other _____  |                  |                       |  |
| 2. Abstract:  |                  |                       |  |
| <input type="checkbox"/> A. Not presented on a separate sheet. 37 CFR 1.72.<br><input type="checkbox"/> B. Other _____  |                  |                       |  |
| 3. Amendments to the drawings:  |                  |                       |  |
| <input type="checkbox"/> A. The drawings are not properly identified in the top margin as "Replacement Sheet," "New Sheet," or "Annotated Sheet" as required by 37 CFR 1.121(d).<br><input type="checkbox"/> B. The practice of submitting proposed drawing correction has been eliminated. Replacement drawings showing amended figures, without markings, in compliance with 37 CFR 1.84 are required.<br><input type="checkbox"/> C. Other _____   |                  |                       |  |
| X 4. Amendments to the claims:  |                  |                       |  |
| <input type="checkbox"/> A. A complete listing of all of the claims is not present.<br><input type="checkbox"/> B. The listing of claims does not include the text of all pending claims (including withdrawn claims)<br><input checked="" type="checkbox"/> C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following status identifiers: (Original), (Currently amended), (Canceled), (Previously presented), (New), (Not entered), (Withdrawn) and (Withdrawn-currently amended).<br><input type="checkbox"/> D. The claims of this amendment paper have not been presented in ascending numerical order.<br><input checked="" type="checkbox"/> E. Other <u>CLAIM 41</u> . |                  |                       |  |
| <input type="checkbox"/> 5. The amendment is unsigned or not signed in accordance with 37 CFR 1.4.  |                  |                       |  |
| For further explanation of the amendment format required by 37 CFR 1.121, see MPEP § 714 and the USPTO website at <a href="http://www.uspto.gov/web/offices/pac/dapp/olpa/preognotice/officeflyer.pdf">http://www.uspto.gov/web/offices/pac/dapp/olpa/preognotice/officeflyer.pdf</a> .   |                  |                       |  |
| <b>TIME PERIODS FOR FILING A REPLY TO THIS NOTICE:</b>  |                  |                       |  |
| 1. Applicant is given <b>no new time period</b> if the non-compliant amendment is an after-final amendment or an amendment filed after allowance. If applicant wishes to resubmit the non-compliant after-final amendment with corrections, the <b>entire corrected amendment</b> must be resubmitted within the time period set forth in the final Office action.  |                  |                       |  |
| 2. Applicant is given <b>one month</b> , or thirty (30) days, whichever is longer, from the mail date of this notice to supply the <b>corrected section</b> of the non-compliant amendment in compliance with 37 CFR 1.121 or 1.4, if the non-compliant amendment is one of the following: a preliminary amendment, a non-final amendment (including a submission for a request for continued examination (RCE) under 37 CFR 1.114), a supplemental amendment filed within a suspension period under 37 CFR 1.103(a) or (c), and an amendment filed in response to a Quayle action.   |                  |                       |  |
| <b>Extensions of time</b> are available under 37 CFR 1.136(a) <u>only</u> if the non-compliant amendment is a non-final amendment or an amendment filed in response to a Quayle action.   |                  |                       |  |
| <b>Failure to timely respond</b> to this notice will result in:   |                  |                       |  |
| Abandonment of the application if the non-compliant amendment is a non-final amendment or an amendment filed in response to a Quayle action; or   |                  |                       |  |
| Non-entry of the amendment if the non-compliant amendment is a preliminary amendment or supplemental amendment.   |                  |                       |  |
| <b>Lisa Fulton</b>  |                  | <b>(571) 272-4348</b> |  |
| Legal Instruments Examiner (LIE)  |                  | Telephone No.         |  |